

02/28/02
01059 U.S. PTO

03-04-02 A

Please type a plus sign (+) inside this box PTO/SB/05 (03-01)
Approved for use through 10/31/2002. OMB 0651-0032U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. BTI2 00102703(USP3)USP8X1

First Inventor Brigitte Chau Phan

Title METHODS FOR DECREASING NON-SPECIFIC BINDING OF BEADS IN DUAL BEAD
ASSAYS INCLUDING RELATED OPTICAL BIODISCS AND DISC DRIVE SYSTEMS

Express Mail Label No. EL 923484765US

10/08/2002
02/28/02

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. Applicant claims small entity status.
See 37 CFR 1.27.

3. Specification [Total Pages 83]
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. Drawing(s) (35 U.S.C. 113) [Total Sheets 45]

5. Oath or Declaration [Total Pages 3]

a. Newly executed (original or copy)
Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)

b. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
 - 1. CD-ROM or CD-R (2 copies); or
 - 11. paper
- c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))

10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney

11. English Translation Document (if applicable)

12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15. Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(13)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation Divisional Continuation-in-part (CIP)

of prior application No. 09,997,741

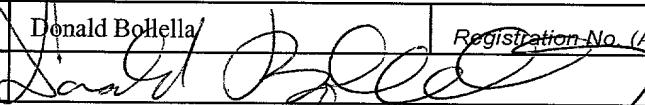
Group Art Unit 1645

Prior application information: Examiner _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19 CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	'insert customer No. or Label Here'		or <input checked="" type="checkbox"/> Correspondence address below
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Name	Donald Bollella			
Address	Burstein Technologies, Inc.			
	163 Technology Drive, Suite 200			
City	Irvine, CA	State	California	Zip Code
Country	United States	Telephone	(949) 453-1800	Fax
Name (Print/Type)	Donald Bollella		Registration No. (Attorney/Agent)	35,451
Signature			Date	February 28, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

FEE TRANSMITTAL for FY 2002

Patent fees are *subject to annual revision* Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 580.00)

Complete if Known

Application Number	To be assigned
Filing Date	February 28, 2002
First Named Inventor	Brigitte Chau Phan
Examiner Name	To be assigned
Group Art Unit	To be assigned
Attorney Docket No.	BTI2 00102703(USP3)USP8X1

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	50-1781
Deposit Account Name	Burstein Technologies, Inc.

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
101 740	201 370	Utility filing fee	370.00
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	
SUBTOTAL(1)		(\$ 370.00)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Fee from Extra Claims - below		Fee Paid
Total Claims	15	-20-	=	0
Independent Claims	8	3-	=	210
Multiple Dependent			=	0

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 210.00)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ey parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY		Complete if applicable		
Name (Print/Type)	Donald Bottella	Registration No. (Attorney/Agent)	35,451	Telephone (949) 453-1800
Signature	February 28, 2002			

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



February 28, 2002

VIA EXPRESS MAIL

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Re: New U.S. Patent Application
Entitled: METHODS FOR DECREASING NON-SPECIFIC
BINDING OF BEADS IN DUAL BEAD ASSAYS INCLUDING
RELATED OPTICAL BIODISCS AND DISC DRIVE SYSTEMS
Inventors: Phan, et al.
Our File No.: BTI2 00102703(USP3)USP8X1

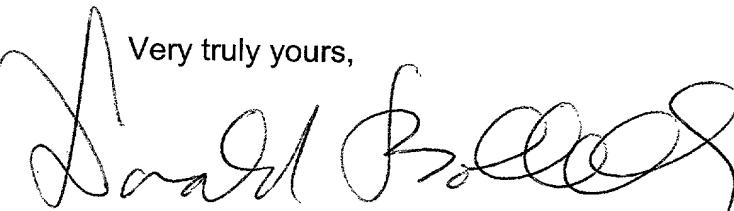
Dear Sir:

Enclosed for filing in the above-referenced application are the following documents:

1. Cover Letter
2. Utility Patent Application Transmittal Form (Form PTO/SB/05)
3. Fee Transmittal Form (Form PTO/SB/17)
4. Application Data Sheet (3 Pages)
5. Specification including 15 claims (Pages 1-83)
6. Formal Drawing Figures 1-46 (Sheets 1-45)
7. Declaration and Power of Attorney (3 Pages)
8. Associate Power of Attorney
9. Certificates of Express Mail No. EL 923484765US dated February 28, 2002
10. Return Postcard

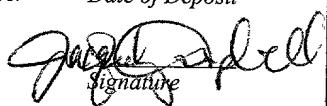
Please date stamp the enclosed return postcard indicating receipt of the above-listed items and return same by regular mail.

Very truly yours,


Donald Bollella
Chief Patent Counsel
Reg. No. 35,451

DB:jc

Enclosures

<i>I Certify that this document was submitted to the U.S. Patent and Trademark Office using U.S. Express Mail under 37 C.F.R. § 1.10</i>	
<u>EL 923484765US</u> Express Mail Label Number	<u>February 28, 2002</u> Date of Deposit
<u>Jacquelyn Campbell</u> Print Name	 Signature